

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ANGEL DAVILA-PAGAN,	:	CIVIL ACTION
<i>Plaintiff,</i>	:	
	:	
v.	:	
	:	
MICHAEL ASTRUE,	:	
<i>Commissioner of Social Security,</i>	:	
<i>Defendant.</i>	:	No. 09-0971

ORDER

AND NOW, this 27th day of October, upon consideration of Plaintiff Angel Davila-Pagan's Brief and Statement of Issues in Support of Plaintiff's Request for Review, Defendant's Response to Plaintiff's Request for Review, Plaintiff's Reply to Defendant's Response, and the Report & Recommendation of U.S. Magistrate Judge Henry Perkin, it is hereby **ORDERED** that:

1. The Report & Recommendation ("R&R") (Docket No. 16) is **APPROVED** and **ADOPTED**;
2. The relief sought by Plaintiff is **GRANTED in part** as set forth in Magistrate Judge Perkin's R&R;
3. The case is **REMANDED** to the Commissioner in accordance with the sixth sentence of 42 U.S.C. § 405(g) in accordance with the R&R;
4. In all other respects, Plaintiff's request for relief is **DENIED**; and
5. The Clerk of Court shall **CLOSE** this matter statistically.

BY THE COURT:

S/Gene E.K. Pratter
GENE E.K. PRATTER
UNITED STATES DISTRICT JUDGE